

Serial No. 10/070,896
Docket No. KEL022PA

REMARKS/ARGUMENTS

Applicant's attorney thanks the Examiner for the courtesy and consideration extended during telephone interviews conducted on August 16, 2004 and August 18, 2004. During those interviews, claims 164 and 234, the only claims standing rejected in the present application, were discussed. It was noted that claim 164 resulted from the amendment of previously rejected claim 83 to include the limitations of previous claim 112, which depended from claim 83 and was objected to as being dependent upon a rejected base claim but as otherwise being in condition for allowance.

In explanation of the rejection of claim 164, the Examiner indicated that "a cooling means 'associated' with the lid," when construed in accordance with Office directives, would read on cooling means in a wall adjacent to the lid. Accordingly, to more clearly define the invention, it was suggested that the cooling means limitation be amended to recite "a cooling means adapted to cool the interior but not the exterior of the container, said cooling means introducing cooling by way of said insulating lid." Since "associated" appears to be unavailable, the proposed language is more specific and is intended to cover cooling means mounted to the lid as shown in Figs. 4 to 6, 9(a) to 16, 18, 19(a) and 19(b) (for example by being located within the lid as originally proposed by the Examiner in the interview of August 16, 2004), and cooling means ducting cold air from outside the container (see Fig. 17). Since this was the intended meaning of "associated" with the lid in the present application, in view of this amendment and in accordance with the noted telephone interviews, it is respectfully submitted that claim 164 is now in condition for allowance.

With regard to claim 234, the Examiner indicated that he did not understand that "relative to" in the phrase "the container is mounted to the structure for movement 'relative to' the structure, the cooling means and the lid" extended to the cooling means and the lid, i.e., that this phrase was intended to mean "the container is mounted to the structure for movement 'relative to' the structure, 'relative to' the cooling means and 'relative to' the lid."

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Claim 234 has been amended to make this clarification. In view of this amendment and in accordance with the telephone interview of August 16, 2004, it is respectfully submitted that claim 234 is now in condition for allowance.

During the interview of August 18, 2004, the SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS) mailed on February 11, 2003 (a copy of which was forwarded with the amendment facsimiled to the Office on April 14, 2004) was mentioned to the Examiner since no copy of that IDS has been received during the prosecution of this action. A request that this supplemental IDS be acknowledged is included herein as suggested by the Examiner.

In view of the foregoing amendments and remarks, it is respectfully submitted that all claims, claims 164-244, now pending in the present application are in condition for allowance. Accordingly, applicants request reconsideration of the application and allowance of claims 164-244.

Applicant's attorney again thanks the Examiner for the noted interviews. If any further formal matters or questions remain, it is applicant's attorney's understanding that the Examiner will contact the undersigned attorney.

Respectfully submitted,
STEVENS & SHOWALTER, LLP.

By 
Richard C. Stevens
Registration No. 28,046

7019 Corporate Way
Dayton, OH 45459-4238
Telephone: (937) 438-6848
Facsimile: (937) 438-2124
E-mail: rcstevens@speakeasy.net
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